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8 Attorneys for Defendant,
9 CAPITAL ONE BANK (USA), N.A.,
10 Erroneously Named As "Capital One Bank, N.A.",
11

12
13 **UNITED STATES DISTRICT COURT**
14 **DISTRICT OF NEVADA – LAS VEGAS**
15

16 CATHERINE LILLY,
17

18 Plaintiff,
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20 v.
21

22 CAPITAL ONE BANK, N.A.,
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24 Defendant.
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26
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Case No. 2:16-cv-02668-JCM-GW

**STIPULATION OF DISMISSAL
OF CAPITAL ONE BANK (USA),
N.A. PURSUANT TO FRCP
41(a)(1)(A)(ii);
ORDER**

Complaint Filed: November 19,
2016, 2016
Trial Date: TBA

PLEASE TAKE NOTICE that pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), the parties have stipulated to the dismissal of Defendant Capital One Bank (USA), N.A., erroneously named as "Capital One" ("Capital One"), from the above captioned action, without prejudice. Each party will bear its own fees and costs.

Dated: October 4, 2017

Respectfully submitted,

/s/ David H. Krieger, LLC

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Capital One Bank, N.A.*

*Lilly v. Capital One Bank, N.A., et al
2:16-cv-02852-APG-GWF*

ORDER

IT IS SO ORDERED


UNITED STATES DISTRICT JUDGE

DATED 10/5/2017